

STATE OF CALIFORNIA

GRAY DAVIS, GOVERNOR

DEPARTMENT OF INDUSTRIAL RELATIONS
DIVISION OF LABOR STATISTICS & RESEARCH

455 Golden Gate Avenue, 8th Floor
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San Francisco

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SCOPE OF WORK PROVISIONS

FOR

GUNITE WORKER (LABORER)

IN

IMPERIAL, INYO, KERN, LOS ANGELES, MONO, ORANGE,
RIVERSIDE, SAN BERNARDINO, SAN LUIS OBISPO, SANTA
BARBARA AND VENTURA COUNTIES

102-345-1

AGREEMENT

THIS AGREEMENT entered into this 1st day of July, 2000, by and between GUNITE and/or SHOTCRETE CONTRACTORS, who are signatory hereto, hereinafter referred to as the Contractors, and the

SOUTHERN CALIFORNIA DISTRICT COUNCIL OF LABORERS and its affiliate GUNITE LOCAL #345, both affiliated with the Laborers' International Union of North America, AFL-CIO, who are signatory hereto for themselves, hereinafter referred to as the Union.

WITNESSETH:

PURPOSES:

WHEREAS, the Contractors are engaged in Gunitite and/or Shotcrete work in the Eleven Southern California Counties; and

WHEREAS, in the performance of their present and future operations, the Contractors are employing and will employ workmen; and

WHEREAS, the Contractors desire to be assured of their ability to procure employees for the work which they may do in the area hereinafter defined as the Eleven Southern California Counties in sufficient numbers and skill to assure continuity of work in the completion of their contracts; and

WHEREAS, it is the desire of the parties to establish uniform rates of pay, hours of employment and working conditions for workmen employed by the Contractors; and

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Chief's Office

WHEREAS, it is the desire of the parties hereto to provide, establish, and put into practice effective methods for the settlement of misunderstandings, disputes or grievances between the parties hereto to the end that the Contractors are assured continuity of operation and the employees are assured continuity of employment, and industrial peace is maintained and the business of the industry efficiently increased;

NOW, THEREFORE, in consideration of the premises and of the respective covenants and agreement of the parties hereto, each of which shall be interdependent, IT IS HEREBY AGREED:

I.

WORK COVERED

A. This Agreement shall apply to and cover all Gunite and/or Shotcrete work of the Contractors to be performed or being performed in the territory known as the Eleven Southern California Counties, namely, Los Angeles, Orange, Riverside, San Bernardino, Imperial, Ventura, Santa Barbara, San Luis Obispo, Kern, Inyo, and Mono Counties, and the following offshore islands: Richardson Rock, Santa Cruz Island, Arch Rock, San Nicholas Island, Santa Catalina Island, San Clemente Island, San Miguel Island, Santa Rosa Island, Anacapa Island, Santa Barbara Island, and offshore manmade islands.

B. 1. All Gunite and/or Shotcrete work performed by the Contractors, and all services rendered for the Contractors or subcontractors, herein defined, by any workman covered by the terms of this Agreement shall be rendered in accordance with each

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and all of the terms and provisions hereof. Wet mix shotcrete is defined as premixed mortar, concrete or other materials introduced into a pumping device in which all the ingredients including water are mixed before introduction into the delivery hose, compressed air is introduced to the material flow at the nozzle and pneumatically projected on to a surface. Guniting and Shotcrete work performed by the Contractor which is covered by the terms of the Union's Swimming Pool Agreement shall be performed pursuant to the terms of the Swimming Pool Agreement.

2. This Agreement covers all work performed by the Contractors which, on and before June 30, 2000, was or is in the work covered by the collective bargaining agreements of the Carpenters and the Cement Masons unions for Southern California.

C. Subcontracting, Employee Rights, Union Standards and Work Preservation.

1. The purposes of this Section C are to preserve and protect the work opportunities normally available to employees and workmen covered by this Agreement, maintenance and protection of standards and benefits of employees and workmen negotiated over many years, and preservation of the right of Union employees, employed hereunder, from being compelled to work with non-union workmen.

2. Definition of Subcontractor. A subcontractor is defined as any person (other than an employee covered by this Agreement), firm or corporation, holding a valid state contractor's license where required by law, who agrees orally or